

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION**

|                         |   |                                 |
|-------------------------|---|---------------------------------|
| Rosanne Edwards Murphy, | ) |                                 |
|                         | ) |                                 |
| Plaintiff,              | ) | Civil Action No.: 2:05-2809-CWH |
|                         | ) |                                 |
| versus                  | ) |                                 |
|                         | ) |                                 |
| Tommy Davis,            | ) | <b><u>ORDER</u></b>             |
|                         | ) |                                 |
| Defendant.              | ) |                                 |
| _____                   | ) |                                 |

On September 28, 2005, the plaintiff, a resident of South Carolina, filed a complaint *pro se* against Tommy Davis for sexual abuse, physical abuse, and mental harassment. The plaintiff did not allege the citizenship of the parties. The plaintiff is a resident of Charleston County, South Carolina. The defendant may or may not be a real person.

On October 3, 2005, Magistrate Judge George C. Kosko filed a report and recommended that this action be dismissed for lack of jurisdiction. Attached to the report and recommendation was a "Notice of Right to File Objections." Pursuant to that Notice, the plaintiff herein was provided ten days during which to file written objections to the report and recommendation and informed of the consequences resulting from a failure to do so. See 28 U.S.C. §636(b)(1)(C). The plaintiff has not filed any objections to the magistrate judge's report and recommendation.

Accordingly, the Court adopts Magistrate Judge Kosko's report and recommendation and dismisses this action without prejudice and without service of process for lack of subject matter jurisdiction.

**AND IT IS SO ORDERED.**

A handwritten signature in black ink, reading "C. Weston Houck". The signature is written in a cursive, flowing style.

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C. WESTON HOUCK  
UNITED STATES DISTRICT JUDGE

Charleston, South Carolina  
October 31, 2005